

**CITY OF MONTEREY PARK  
AND THE CITY COUNCIL ACTING ON BEHALF OF THE SUCCESSOR AGENCY  
OF THE FORMER MONTEREY PARK REDEVELOPMENT AGENCY  
AGENDA**

**SPECIAL MEETING**

**Wednesday  
February 4, 2015  
5:30 P.M.**

**MONTEREY PARK CITY HALL, ROOM 266**

**320 W. Newmark Avenue, Monterey Park, CA 91754**

**MISSION STATEMENT**

**The mission of the City of Monterey Park is to provide excellent services  
to enhance the quality of life for our entire community.**

Communication by the Public is an important part of the Local Government Process. Staff reports, writings, or other materials related to an item on this Agenda, which are distributed to the City Council/Agency Board less than 72 hours before this scheduled meeting are available for public inspection in the City Clerk's Office located at 320 West Newmark Avenue, Monterey Park, CA 91754, during normal business hours. Such staff reports, writings, or other materials are also on the City's website subject to staff's ability to post the materials before the meeting. The City's website is located at [www.montereypark.ca.gov](http://www.montereypark.ca.gov). Copies of staff reports and/or written documents pertaining to any item on the Agenda are on file in the Office of the City Clerk and are available for public inspection during regular business hours.

**PUBLIC COMMENTS ON AGENDA ITEMS**

For members of the public wishing to address the City Council regarding any item on this Agenda including the Consent Calendar or Oral Communications, please fill out a speaker card and return it to the City Clerk before the announcement of the Agenda Item.

Speakers are provided five (5) minutes per individual on each published agenda item. Individual speakers may consolidate time with another speaker's time; the total consolidated time cannot exceed two (2) minutes per speaker giving up time. However in the interest of ensuring that all members of the Public have an equal opportunity to participate, a single speaker cannot speak for more than ten (10) minutes on an individual Agenda item. If there are a large number of speakers on a particular agenda item, the Mayor, as confirmed by the City Council may reduce the amount of time allotted to each speaker or limit the total amount time allowed for speakers to address the agenda item. At the conclusion of that period of time, the speaker will be asked to please conclude their remarks so that the next speaker may begin their comments.

In accordance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please call City Hall, (626) 307-1359. Please notify the City Clerk's Office twenty-four hours prior to the meeting so that reasonable arrangements can be made to ensure availability of audio equipment for the hearing impaired. Council Chambers are wheelchair accessible.

PLEASE NOTE that this Agenda includes items considered by the City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency, and the Successor Housing Agency which dissolved February 1, 2012. Successor Agency matters will include the notation of "SA" next to the Agenda Item Number.

**CALL TO ORDER    Mayor**

**ROLL CALL            Peter Chan, Mitchell Ing, Hans Liang, Teresa Real Sebastian, and Anthony Wong**

**AGENDA ADDITIONS, DELETIONS, CHANGES AND ADOPTIONS**

**ORAL AND WRITTEN COMMUNICATIONS**

Items on the Consent Calendar are considered to be routine, ongoing business and will be enacted by one motion. There is no separate discussion on consent items unless a Council Member/Agency Member or citizen so requests, in which event the item is removed from the Consent Calendar and considered separately. The City Clerk will not accept cards after the item has been taken up.

## **CONSENT CALENDAR**

### **1. AUTHORIZATION FOR EMERGENCY PURCHASE OF PACKING MATERIAL FOR \$142,755.25 AT THE DELTA WATER TREATMENT PLANT AIR SCRUBBERS**

It is recommended that the City Council consider

- (1) Adopting a resolution declaring an emergency by 4/5 vote and authorizing the City Manager or designee, to purchase packing material from Activated Carbon Corporation in the amount of \$142,755.25 for purposes of treating water at the City's potable water treatment plant; and
- (2) take such additional, related, action that may be desirable.

CEQA: The project is exempt from further review under CEQA pursuant to CEQA Guidelines § 15269(b) because the emergency purchase and related work for the Plant is necessary to maintain service essential to the public, health and welfare.

## **NEW BUSINESS**

### **2. APPOINT LABOR NEGOTIATORS:**

Appoint the City Manager and the Human Resources Director as the City's Labor Negotiators for Bargaining Units General Employees SEIU 721, Confidential Employee Association and Mid-Management Employee Association as well as Medical and Retiree Health Care Re-opener negotiations with the Monterey Park Firefighters' Association (MPFFA), Monterey Park Police Officers' Association (MPPOA), Monterey Park Professional Chief Officers' Association (PCOA), POA/Captains' Unit, Police Officer's Mid-Management Association (POMMA.)

MOTION \_\_\_\_\_. Appointing the City Manager and the Human Resources Director as the City's Labor Negotiators for all City Employees.

### **3. APPOINT REAL PROPERTY NEGOTIATORS:**

Appoint the City Manager and City Attorney, as real property negotiators for Closed Session Item No. 5.

MOTION \_\_\_\_\_.Appointing the City Manager and City Attorney as real property negotiators for Closed Session Item No. 5.

**CLOSED SESSION**

**4. CONFERENCE WITH CITY'S LABOR NEGOTIATOR (GOVERNMENT CODE §54957.6): 8 MATTERS**

Employee Organizations: General Employees SEIU 721, Confidential Employee Association and Mid-Management Employee Association as well as Medical and Retiree Health Care Re-opener negotiations with the Monterey Park Firefighters' Association (MPFFA), Monterey Park Police Officers' Association (MPPOA), Monterey Park Professional Chief Officers' Association (PCOA), POA/Captains' Unit, Police Officer's Mid-Management Association (POMMA.)

City Designated Representative: City Manager and the Human Resources

**5. CONFERENCE WITH REAL PROPERTY NEGOTIATORS - GOVERNMENT CODE § 54956.8**

Property: 320 W. Newmark Avenue (300 W. Newmark Avenue, APN 5257011900)  
City Negotiators: Paul Talbot, City Manager; Mark Hensley, City Attorney  
Negotiating Parties: City of Monterey Park and LA RICS  
Under Negotiation: Price and terms of payment

**6. CONFERENCE WITH LEGAL COUNSEL, INITIATION OF LITIGATION- GOVERNMENT CODE § 54956.9(C) - 1 case.**

**7. CONFERENCE LEGAL COUNSEL, POTENTIAL LITIGATION - Significant exposure to litigation pursuant to Government Code § 54956.9 (b) - 4 Matters. Facts and Circumstances:**

Claim filed April 21, 2014 by Jiamin Zhu (Claim No. 1918-CL);  
Claim filed April, 24, 2014 by Xu Yang (Claim No. 1919-CL);  
Claim filed April 25, 2014 by Long Long Chen (Claim No. 1921-CL); and  
Claim filed April 25, 2014 by Neng Ping Lin (Claim No. 1922-CL).  
Copies of all claims are available in the City Clerk's Office.

**ADJOURN**



# City Council Staff Report

**DATE:** February 4, 2015

**AGENDA ITEM NO:** Agenda Item 1

**TO:** The Honorable Mayor and City Council  
**FROM:** Ron Bow, Director of Public Works/Assistant City Manager  
**SUBJECT:** Authorization for Emergency Purchase from Activated Carbon Corporation in the amount of \$142,755.25 for packing material at the Delta Treatment Plant Air Scrubber

## **RECOMMENDATION:**

Recommendations: It is recommended that the City Council:

- (1) Adopting a resolution declaring an emergency by 4/5 vote and authorizing the City Manager or designee, to purchase packing material from Activated Carbon Corporation in the amount of \$142,755.86 for the purposes of treating water at the City's potable water treatment plant; and;
- (2) Take such additional, related action that may be desirable.

## **EXECUTIVE SUMMARY:**

During the investigation and development of the scope to replace the Granular Activated Carbon (GAC), staff conducted a comprehensive inspection to determine the condition of the packing material of the air scrubber. The air scrubber is located immediately upstream of the GAC vessels and treatment process and is used to reduce the VOCs prior the LPGAC treatment process.

The investigation of the air scrubber revealed extreme build up of the calcium and scale on the packing material and other critical components. Further analysis has confirmed scale reduces the effectiveness of the air scrubber and subsequently leads to increased loading of the GAC shortening the bed life. Current routine maintenance and treatment of the air packer provides minimal benefits due to the required configuration of the material. The most effective process to prolong the LPGAC is to change out the material at designated intervals or once the performance declines to a designated point.

It is imperative to change out this packing and other critical material in order to maximize the effectiveness and prolong the GAC bed life. The performance of the Air Stripper will be monitored to better identify and schedule maintenance and replacement of packing as needed.

**BACKGROUND:**

Activated Carbon Corporation was approved as the low bidder to complete the LPGAC exchange at the 1/21/15 City Council meeting. Activated Carbon Corporation has agreed to complete the replacement of the packing material in the air scrubber. This work in will maximize the useful life of the air scrubber as it is a pretreatment process to lower the VOCs prior to entering the GAC treatment process. Staff has solicited bids for the additional work and Activated Carbon Corporation is the low bidder for the work on the Air Scrubber.

Activated Carbon	\$ 129,777.50
RC Foster	\$ 149,511.86
S.E. Nelson Construction	"No-Bid"
Layne Christensen	"No Bid"

**CEQA (California Environmental Quality Act):**

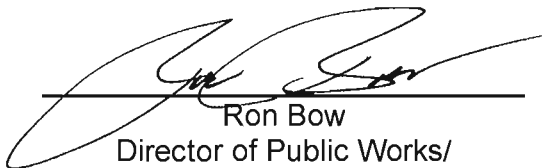
The project is exempt from further review under CEQA pursuant to CEQA Guidelines, §15269(b) because the emergency purchase and related work for the Plant is necessary to maintain services essential to the public, health and welfare.

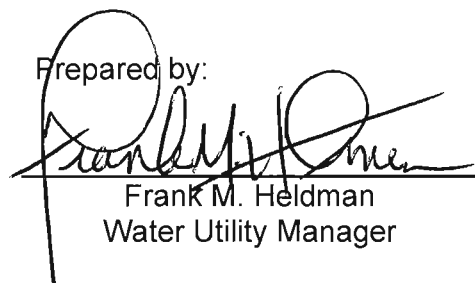
**FISCAL IMPACT:**

The total amount required for changing out contents of Air Stripper including a 10% contingency for minor changes and adjustments, is \$142,755.25.

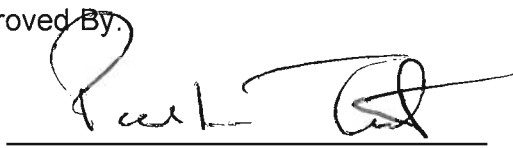
This expenditure will be paid from the Treatment Fund (4230-23300, 4229-23300 and 4226-23300) as authorized in the FY 2014-2015 Budget. The City of Monterey Park continues to participate in the ground water basin cleanup efforts as an operator in the South El Monte Operable Unit (SEMOU). As a result, this expenditure is authorized and eligible for reimbursement from the EPA and is has been reimbursed without issue or question as it is critical to the operation.

Respectfully submitted,

  
\_\_\_\_\_  
Ron Bow  
Director of Public Works/  
Assistant City Manager

Prepared by:  
  
\_\_\_\_\_  
Frank M. Heldman  
Water Utility Manager

Approved By:

A handwritten signature in black ink, appearing to read "Paul L. Talbot", written over a horizontal line.

Paul L. Talbot  
City Manager

Reviewed by:

A handwritten signature in black ink, appearing to read "Karl H. Berger", written over a horizontal line.

Karl H. Berger  
Assistant City Attorney

Attachments: Air Scrubber Bids  
Resolution

**ATTACHMENT 1**  
Air Scrubber Bids

## Bid Tabulation for the City of Monterey Park

Date Monday, February 02, 2015

Project Air Stripper Service -

Location Well #12

LOW BIDDER Carbon Activated Corporation

Requested by Ralph Martinez

Reviewed by Frank Heldman

Approved by Ron Bow

Project Air Stripper Service -				Vendor Carbon Activated Corp		Vendor RC Foster Corporation		Vendor S E Nelson Costruction		Vendor Layne Christensen	
Location Well #12				Contact Dale Kerr		Contact Robert Foster		Contact Scott Nelson		Contact Dennis Skinner	
LOW BIDDER Carbon Activoted Corporation				Address 250 E. Manville Street		Address PO Box 77055		Address 1240 E. Ontario #102-3		Address	
Requested by Ralph Martinez				Compton, CA 90220		Corona, CA 92877-0101		Corona, CA 92881			
Reviewed by Frank Heldman				Phone 310-885-4555		Phone 951-738-8211		Phone 951-454-9353		Phone	
Approved by Ron Bow				e-mail dalek@activatedcarbon.com		e-mail bob@RCFoster.com		scott@senelsonconstr e-mail uction.com		DLSkinner@laynech e-mail ristensen.com	
Item	Description	QTY	Units	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price
1	LS Provide all material and labor necessary to change out packing material, air mister, clean and disinfect then return to service. Includes all tax and freight.	1	LS	\$ 129,777.50	\$ 129,777.50	\$ 149,511.86	\$ 149,511.86		" No-Bid"		" No-Bid"
	Provide and install new Amistco TM-PP04 Mist Eliminator										
	Remove old packing material, clean and disinfect walls of vessels										
	Install new JAEGER 3.5" Tripack Polypropylene										
	Properly dispose of all material - clean up site										
Total				\$	129,777.50	\$	149,511.86		"No-Bid"		"No-Bid"



**CARBON ACTIVATED CORP.**

Activated Carbon &amp; Related Services

250 E. Mainville Street, Compton, CA 90220 • Phone: (577) 323-8132, (310) 885-4555  
Fax: (310) 885-4558 • E-mail: info@activatedcarbon.com • Website: www.activatedcarbon.com**QUICK QUOTATION SHEET**

TO:	FROM:
Frank Heldman	Dale Kerr
COMPANY	DATE
City of Monterey Park	February 3, 2015
FAX NUMBER / EMAIL ADDRESS	PROPOSAL REFERENCE NUMBER
fheldman@montereypark.ca.gov	02032015-DK
PHONE NUMBER	NUMBER OF PAGES FAXED INCLUDING COVER
(626) 307-1295	1
RE:	
Filter Media Change Out	

**CARBON ADSORPTION FILTERS • TURNKEY SPENT CARBON CHANGE OUT SERVICE PNEUMATIC CARBON SLURRY TRAILERS • BULK CARBON**

The below is based on 6 feet of solidified Jaeger 3.5 Tri-pack balls that can be removed using a demo hammer. Pricing includes Removal of Jaeger Tri-pack balls, 54' Reach Forklift, Boom Lift, 3500 cubic feet of Jaeger 3.5 Tri-pack balls, Amistco TM-PP04 (Polypropylene monofilament) Mist Eliminator, tie down with stainless steel wire 20 gage, Installation of Jaeger and Amistco, with Transportation of removed material with Disposal as Non Hazardous.

**Pricing does not include any applicable Sales Tax.**

**Below are the steps for the Removal and Loading of Jaeger 3.5 Tri-pack balls, Amistco TM-PP04 the time duration for this project is 3 weeks on site:**

**Step 1** Remove Amistco TM-PP04 and pressure wash walls.

**Step 2** Remove Jaeger 3.5 Tri-pack balls and pressure wash walls as we go down through the removal of balls so scaffolding will not be needed.

**Step 3** Install Jaeger 3.5 Tri-pack balls.

**Step 4** Install Amistco TM-PP04 (Polypropylene monofilament) Mist Eliminator; secured down with stainless steel wire 20 gage.

**Step 5** Disposal of removed material as Non Hazardous

3500 cubic feet of Jaeger 3.5 Tri-pack	\$ 63,624.00
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12' diameter Amistco TM-PP04	\$ 51,450.00
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Freight for Jaeger and Amistco	\$ 4,700.00
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Analytical Testing 8260 TCLP testing on removed material	\$ 4,500.00
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Sales Tax on Tri-pack and Mist eliminator	\$ 5,053.50
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Total Selling price	\$ 129,777.50
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Sincerely,

Dale Kerr

Operations/Sales

FACSIMILE TRANSMISSION CONTAINS CONFIDENTIAL, PRIVILEGED INFORMATION BELONGING TO SENDER. THE TRANSMISSION IS SOLELY INTENDED FOR THE NAMED RECIPIENT. IF YOU ARE NOT THE NAMED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION OR ACTION TAKEN IN RELIANCE OF THIS FACSIMILE TRANSMISSION INFORMATION IS PROHIBITED. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE NOTIFY SENDER IMMEDIATELY.

P.O. Box 77055  
Corona, CA 92877-0101

**R C Foster Corporation**GENERAL ENGINEERING CONTRACTOR  
License # 569693

(951) 738-8211  
FAX (951) 738-8215

January 20, 2015

City of Monterey Park  
Attn: Ralph Martinez  
320 West Newmark Avenue  
Monterey Park, CA 91754-2896

RE: Air Stripper Service Proposal

Dear Mr. Martinez,

As per your request, R C Foster respectfully presents you with our cost to perform the necessary removal and replacement of the media packing material at the Delta Plant Air Strippers.

I have attached the itemized cost:

**TOTAL AMOUNT \$149,511.86**

The Cost of Labor has been calculated to perform the following tasks:

- Remove the existing mist eliminator and replace with a new Amistco TM-PP04 Mist Eliminator and tie it down with stainless steel wire.
- Remove the old packing material, clean, flush, and disinfect walls of vessels.
- Install new JAEGER 3.5 Tri-pack Polypropylene packing per the specifications.
- Job site clean-up
- Disposal of old non-hazardous packing and mist eliminator material.

The above price includes applicable taxes on the materials only. The above quoted price is solely based on the assumption that the materials on-site are non-hazardous and any characterization of the material needed for the proper disposal will be an additional cost. If you should have any questions, please feel free to contact me at the office. Look forward to working with you.

Sincerely,

R C Foster Corporation

Robert C. Foster

264 Corporate Terrace Circle, Corona, CA 92879

## **ATTACHMENT 2**

### Resolution

## RESOLUTION NO.

### **A RESOLUTION ADOPTED PURSUANT TO PUBLIC CONTRACTS CODE § 20168 FINDING THAT AN EMERGENCY EXISTS WITHIN THE CITY AND AUTHORIZING CONTRACTING WITHOUT THE NEED FOR BIDDING PURSUANT TO § 22050.**

The City Council for the City of Monterey Park does resolve as follows:

#### SECTION 1: The City Council finds and declares as follows:

- A. Pursuant to Public Contracts Code ("PCC") § 20168, the City Council may, upon a four-fifths vote, declare that public interest and necessity demand the immediate expenditure of public money to safeguard life, health, or property because of an emergency.
- B. In accordance with PCC §§ 20168 and 22050, the City Council may repair or replace a public facility, take any directly related and immediate action required by that emergency, and procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts.
- C. The City owns and operates public facilities used to treat potable water. Among other facilities, the City owns and operates the Dual Barrier Treatment Plant (the "Plant") which utilizes granular activated carbon ("GAC") to remove volatile organic compounds ("VOC"). There are six vessels that utilize GAC for the treatment process and one Air Scrubber Vessel.
- D. On or about January 28, 2015, public works employees conducted a comprehensive inspection of the Air Scrubber to determine the condition of the packing material inside of the vessel. The inspection inside of the vessel revealed extreme build up from calcium and scaling of the packing material and other components. It is critical to change out this packing material and other components in order to maximize the effectiveness of the granular activated carbon (GAC) that will be change out.
- E. Based upon the entirety of the record, including the staff report and presentation made by the Public Works Director, and knowing the immediate threats of VOC within the Plant constitutes an imminent danger to public health and safety. This threat requires immediate action to prevent or mitigate the loss or impairment of essential public services.
- F. Under such emergency conditions, the City Council finds that the delay resulting from public bidding would imperil essential public services.
- G. The project is exempt from review under the California Environmental

Quality (Public Resources Code § 21000, *et seq.* ("CEQA")) and CEQA Guidelines (14 Cal. Code of Regs. § 15000, *et seq.*) § 15269(b) because the emergency purchase and related work for the Plant is necessary to maintain service essential to the public, health and welfare.

SECTION 2: In light of the emergency described above, the City Council directs the City Manager, or designee, to take all steps necessary to protect public health, safety and welfare including, without limitation, awarding contracts in accordance with PCC § 22050.

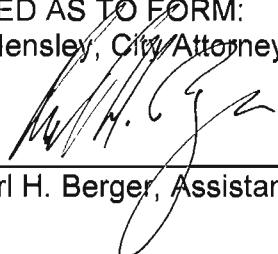
SECTION 3: This Resolution will become effective immediately upon adoption and remain effective unless superseded by a subsequent resolution.

SECTION 4: The City Council will review this emergency action at its next regularly scheduled meeting and at every regularly scheduled meeting thereafter until the work described above is completed. The Council must determine by a four-fifths vote that there is a need to continue the work at each meeting.

PASSED AND ADOPTED this 4<sup>th</sup> day of February, 2015.

\_\_\_\_\_  
Hans Liang, Mayor

APPROVED AS TO FORM:  
Mark D. Hensley, City Attorney

By:   
\_\_\_\_\_  
Karl H. Berger, Assistant City Attorney

ATTEST:

By: \_\_\_\_\_  
Vincent D. Chang, City Clerk

**CERTIFICATION**

**STATE OF CALIFORNIA            )**  
**COUNTY OF LOS ANGELES    )**       **SS**  
**CITY OF MONTEREY PARK     )**

I, Vincent D. Chang, City Clerk of the City of Monterey Park, California, DO HEREBY CERTIFY that the whole number of members of the City Council of the said City is five; that the foregoing resolution, being RESOLUTION NO. \_\_\_\_\_ was duly passed and adopted by the said City Council, approved and signed by the Mayor of said City, and attested by the City Clerk of said City, all at a regular meeting of the said Council held on the \_\_\_\_\_ day of \_\_\_\_\_, 2015, and the same was so passed and adopted by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTENTION:  
NOT PARTICIPATING:

WITNESS MY HAND THE OFFICIAL SEAL OF SAID CITY this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Vincent D. Chang, City Clerk  
Of the City of Monterey Park,  
California  
(SEAL)